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# KERALA GAZETTE

## EXTRAORDINARY

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## NOTIFICATION

No. 3817|LA.7|60. *Dated, Trivandrum, 14th October 1960.*

The following Bill together with the Statement of Objects and Reasons is published, as ordered by the Speaker under Rule 73 of the Rules of Procedure and Conduct of Business in the Assembly.

Legislature Secretariat,
Trivandrum.

D. TIRUMALAI IYENGAR,
*Secretary,*
*Legislative Assembly.*

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**L. A. Bill No. 47 of 1960.**

# THE KERALA MUNICIPAL LAWS (AMENDMENT) BILL, 1960

*A*

*BILL*

*to provide for the further extension of the term of office of the Mayor and other councillors and chairmen of standing committees of the Corporation of Trivandrum, and of the councillors of municipalities.*

*Preamble.*—WHEREAS it is expedient to provide for the further extension of the term of office of the Mayor and other councillors and chairmen of standing committees of the Corporation of Trivandrum, and of the councillors of municipalities;

BE it enacted in the Eleventh year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Kerala Municipal Laws (Amendment) Act, 1960.

2. *Extension of the term of office of the Mayor, councillors etc., of the Corporation of Trivandrum.*—Notwithstanding anything contained in the Trivandrum City Municipal Act (Travancore Act IV of 1116), the term of office of the Mayor and other councillors and the chairmen of standing committees of the Corporation of Trivandrum constituted under the Trivandrum City Municipal Act (Travancore Act IV of 1116) shall extend up to noon on the 1st day of November, 1960.

3. *Trivandrum City Municipal Act to be modified temporarily.*—The provisions of the Trivandrum City Municipal Act (Travancore Act IV of 1116) shall have effect subject to the following modifications, namely:—

(a) the Government shall cause elections to be held and appointments to be made to the council so that the newly elected and appointed councillors may come into office on the 1st day of November, 1960;

(b) the term of office of the newly elected or appointed councillors shall, subject to the provisions of the Trivandrum City Municipal Act (Travancore Act IV of 1116), expire at noon on the 1st day of January, 1964;

(c) the election of the Mayor shall be held at the first meeting of the council held after the 1st day of November, 1960, and the election of the chairman

of each standing committee shall be held at the first meeting of such committee;

(d) no election of the Mayor or the chairman of a standing committee shall be held, as required by section 29 of the Trivandrum City Municipal Act (Travancore Act IV of 1116), at the first meeting of the council or such committee, as the case may be, held after the 1st day of January, 1961.

4. *Extension of the term of office of the municipal councillors.*—Notwithstanding anything contained in the Travancore District Municipalities Act, 1116, the Cochin Municipal Act, XVIII of 1113, or the Madras District Municipalities Act, 1920, the Government may, by notification in the Gazette, extend the term of office of the councillors of any municipality constituted under any of the aforesaid Acts up to such date not later than the 1st day of April, 1961, as may be specified in the notification.

5. *Election and term of office of new councillors.*—When the term of office of the councillors has been extended under section 4, the provisions of the Travancore District Municipalities Act, 1116, the Cochin Municipal Act, XVIII of 1113, and the Madras District Municipalities Act, 1920, shall have effect in relation thereto subject to the following modifications, namely:—

(a) the Government shall cause elections to every municipality concerned to be so held that the newly elected councillors enter upon office on the date specified as aforesaid;

(b) the term of office of the newly elected councillors shall expire on the day immediately succeeding the expiry of three years from the date referred to in clause (a).

6. *Removal of difficulties.*—If any difficulty arises in giving effect to the provisions of this Act, or of the Trivandrum City Municipal Act (Travancore Act IV of 1116), the Travancore District Municipalities Act, 1116, the Cochin Municipal Act, XVIII of 1113, or the Madras District Municipalities Act, 1920, as modified by this Act, the Government may, as occasion may arise, by order, do anything which appears to them necessary for the purpose of removing the difficulty.

7. *Amendment of the Kerala Local Authorities Laws (Amendment) Act, 1959.*—Sections 2, 3, 4, 5, and 7 of the Kerala Local Authorities Laws (Amendment) Act, 1959 (Central Act 27 of 1959), shall be omitted.

8. *Repeal.*—The Kerala Municipal Laws (Amendment) Ordinance, 1960 (Ordinance No. 3 of 1960), is hereby repealed.

## STATEMENT OF OBJECTS AND REASONS

The Local Authorities Laws (Amendment) Act, 1959, provided for extension of the term of Municipal Councils and of the Corporation Council up to 1-9-1960. It has been decided that general elections to the Municipal Councils need be held only after the Kerala District Municipalities Bill, which is now pending consideration by the Select Committee of Legislative Assembly is passed into law. It was therefore found necessary to extend the period of Municipal Councils up to 1-4-1961, actual extension being effected by notifications.

In the case of the Trivandrum Corporation Council, it was necessary to extend the period by two months from 1-9-1960 to make necessary arrangements for the conduct of elections to enable the new Corporation Council to be in office on 1-11-1960. Since the Legislative Assembly was not in session an Ordinance by the Governor had to be promulgated to give effect to the above decision and the Kerala Municipal Laws (Amendment) Ordinance, 1960 (Ordinance No. 3 of 1960), was accordingly promulgated by the Governor of Kerala.

This Bill is intended to replace the above Ordinance.

P. P. UMMER KOYA.